

THE KENTUCKY GAZETTE.

No. 801.]

FRIDAY, JANUARY 22, 1802.

[Vol. XV.

LEXINGTON:—PRINTED BY JOHN BRADFORD, (On Main Street)—PRICE TWO DOLLARS PER ANNUM, PAID IN ADVANCE.

Trotter & Scott, 39

HAVE just received, and now offering for sale, at their Store, in Lexington, a complete assortment of

MERCHANDIZE,

Well suited to the present and approaching seasons, consisting of Dry Goods Groceries, Queens and Glafs Ware, Bar-Iron, Steel, Imported Callings, Nails, Window-Glafs, Backing-Cloths, suited for Merchant or Country Work—likewise a supply of Mann's Lick Salt, all of which will be sold at their usual low prices for Cash.

Lexington, April 20, 1801.

LOST

BY the subscriber, on the fifth or second day of B of this month, a BOND on James Radcliffe to Williams Hill, of Sixty pounds, with several other persons, and has been several times endorsed from one to another. Any person delivering said bond and other papers to me, shall have FIVE DOLLARS reward.

Thomas Tuday

Fayette, Grave run, near Morrison's 2 mill, November 4th, 1801.

J.M.

FOR SALE.

A TAN YARD.

WITH a small stock and materials for carrying it on; with about thirty or forty acres of land, twelve acres cleared, lying in Woodford county, ten miles from the court house, eighteen from Lexington, and about a mile and a quarter from the Kentucky river, within half a mile of Fromans iron works, grist-mill and saw-mill; there is a good wagon road from thence to the river; there are eight vats, lime &c. with a good mill-house, two good cabbins, and a never failing spring, with a fall of about 20 feet; the situation for convenience of water, and bark, is superior to any I have seen in the state, those inclining to purchase will please apply to me on the premises, or to David or Thomas Reid, Lexington.

39 WILLIAM REID.

TEN DOLLARS REWARD.

DESERTED from the service of the United States, on Friday night last, a corporal, by the name of Daniel Manns, is about five feet eight or ten inches high, has a scar on his left cheek, dark hair and light eyes, his left hand has a wound occasioned by a knife; he has been seen at Frankfort, and it is supposed will endeavor to go down the river.—Any person who will secure the said deserter in any jail in the United States, shall receive the above reward, by applying to

3 SAMUEL CLINTON,

Lieut. 1st. U. S. Regt.

Lexington, January 6, 1802.

FOUR DOLLARS REWARD.

STRAYED from the subscriber, on the thirty first of October a likely

BLACK MARE, upwards of sixteen hands high, well made, and in good order, with a large Star in her forehead, no brand known. Whoever will deliver said mare to the subscriber in Lexington, shall receive the above reward.

GEO. TEGARDEN.

Nov. 13 1801.

TO BE RENTED
ON VERY MODERATE TERMS.

THE Farm whereon I live, in Jefferson County, about two and a half miles from the Court House, and about five miles from Boler's Ware House, on the Kentucky river; with twenty acres of Wheat in the ground. A merchant mill, forty-five by fifty-five feet, three stories high, calculated for three pair of stones, and staves taken out for twelve or fifteen hundred flour barrels.

Also a saw-mill, with log carriage and Oxen; a small grist mill, that runs a great part of that size; a blacksmith's shop and tools. They will be rented separately or together, as may suit, for one or more years. Will likewise be hired, on the premises, the first day of January next, for one year, if not hired by private contract previous to that time, fifteen negroes; Men, Women, and Boys.

Bond with security will be required. I will lease a considerable part of the above tract of land five years, for improvement.

MONTGOMERY BELLE.

November 20th, 1801.

LETTER FROM THE SECRETARY OF THE TREASURY.

Accompanying a report, and fundy statements prepared in pursuance of the act supplementary to the act, intitled "An act to establish the Treasury Department."

TREASURY DEPARTMENT, December 18, 1801.

SIR,

I have the honor to enclose a report, prepared in obedience to the directions of the act, supplementary to the act "Intituled an act to establish the Treasury Department."

I have the honor to be,

Very respectfully,

Sir,

Your obedient servant,
ALBERT GALLATIN.

The honorable the speaker
or of the house of repre-
sentatives.

REPORT.

In obedience to the directions of the act supplementary to the act entituled, "An act to establish the Treasury Department," the secretary of the treasury respectfully submits the following report and estimates.

The permanent revenues of the United States according to the laws now in force, consist of—1st. Duties on merchandise and tonnage, ad. Internal duties on stills and domestic distilled spirits, refined sugar, licences to retailers, sales at auction, and pleasurable carriages—3d. Proceeds of the sales of public lands—4th. Duties on postage—5th. Dividend on shares in the bank of the United States—6th. Incidental, arising from fees, fines and penalties, repayments in the treasury, and sales of public property, other than lands.

Duties on Merchandise and Tonnage.

The receipts in the treasury, arising from that source, have amounted, for the year ending on the 30th September, 1801, to dollars 10,126,213 92. If to this sum be added the drawbacks paid by collectors, on the exportation of domestic distilled spirits and refined sugar, which are a charge on the internal revenues, and that part of the additional duties laid in the year 1800, which did not operate during the year to which those receipts refer; the sum which would have been received, at the present rate of duties, cannot be estimated at less than 10,500,000 dollars. The amount of duties incurred on the 30th September last, and falling due in the course of the year 1802, compared with that of preceding years, justifies an opinion, that the importations continued in the same proportion, those duties would have brought in the treasury, during the year 1802, nearly eleven millions of dollars.

How far the branch of revenue may be affected by the restoration of peace in Europe, is rather a subject of speculative conjecture than of calculation: That it will be liable to sudden and considerable fluctuations, cannot be doubted; and for that reason a greater degree of correctness may be obtained, by forming an estimate for a number of years than for any one year.

The period, for which such an estimate should be made, being arbitrary so far as relates to the revenue; that of the eight years 1802—1809 is selected, principally in reference to the payments to be made on account of the public debt; the whole of the foreign debt being actually due within that term of years and the eight per cent stock becoming redeemable the last year of the period.

The best data on which the estimate may be predicated, seem to be actual consumption of imported articles during former years, and the ratio of increase of population, as ascertained by the census.

With a view to the first object, the statements A to H, have been abstracted from the records of the treasury. They exhibit the value or quantities of imported articles, on which duties have been actually paid, for each calendar year from 1793 to 1800 deducting from the gross amount imported each year, the value or quantities of articles re-exported during the same year, which were entitled to drawback.

Those statements do not, however, shew

correctly, principally for the last years, the actual annual amount of consumption, because, 1st. Exports to a considerable, but not precisely ascertained amount, have taken place under such circumstances as did not entitle the articles exported to a drawback: and 2d. the amount of foreign articles remaining on hand at the close of the year 1800, was much greater in proportion to the respective population, than that on hand at the commencement of the year 1790. Those causes which effect an inconsiderable degree the years 1790 to 1792, and but partially those immediately succeeding, would, however, render any deduction drawn from those documents, in relation to the years 1799 and 1800, altogether fallacious.

The preceding nine years may be divided into two distinct periods; the first, from the 1st day of January 1790, to the 31st day of December 1792, includes the three years which immediately preceded the European maritime war; the second includes the six first years of that war, viz. from the commencement of 1793, to the close of seventeen hundred and ninety eight.

In order to obtain a distinct view, for each of these two periods, of the annual average consumption of foreign articles, and of the annual average revenue which at the rate of the present duties, would have accrued thereon, the table [L] has been prepared, which shews that the net annual revenue, which would at the present rate of duties, have accrued during each of these two periods, amounts on an average, for the years 1790 to 1792, to 6,163,000 dollars; and for the years 1793 to 1798, to 8,350,000 dollars.—These sums constitute, not the receipts in the treasury, but the revenue which would have accrued during the respective years, to which they refer. The first may be considered as the revenue accruing during the year 1793; the last as that accruing during the year, ending 30th June 1796; and as on account of the credit given for the payment of duties, the revenue accruing during one year, constitutes nearly the receipts of the year ending nine months later, those two sums, and the receipts of the year ending on the 30th September 1802, as above stated, may without material error, be considered as the receipts of three distinct years, four years and a half distant each from the other, viz.

DUTIES.

For the year ending 30th September, 1792,	6,163,000
For the year ending 30th March, 1797,	8,350,000
For the year ending 30th September, 1801.	10,500,000

The ratio of increase during the whole period of nine years, exceeds seventy per cent, whilst that of population, during the same time was hardly more than thirty per cent.

The ratio of increase during the first period of four years and a half, is near 35 1-2 per cent, and during the last more than 25 1-2 per cent; whilst that of population, for each period, was only at the rate of 14 per cent. The greater ratio of increase during the first than during the last period of four years and a half, is owing to the comparison in the first, being between a period of European peace, and a period of European war, and in the last between two periods of the European war.

The ratio of increase of population being ascertained by the census to be at the rate of 34 per cent for ten years; if the increase of consumption shall be supposed to be hereafter precisely the same as that of population, the annual receipts of the eight years, 1802—1809, may be estimated as nearly fifty per cent greater than those of the years 1793—1792, or at a sum of near 9,250,000 dollars; if that period be assumed as the basis on which to predicate the estimate. But if the calculation shall be grounded on the revenue of the years 1793—1798, the annual receipts of the years 1802—1809 should be estimated as about 30 1-2 per cent greater than those of that period, or at about 10,600,000 dollars.

It seems that those two respective sums may reasonably be considered as the two extremes, which the average annual receipts of the eight ensuing years will not exceed. The first calculation of 9,250,000 dollars appears below the probable result, since, being predicated on the

consumption of the three years preceding the European maritime war, without any other addition than that resulting from the ascertained increase of population, it rests on the supposition, that the permanent wealth of the United States has not, during that war, increased in any greater proportion than their population; and that the whole of the external commerce acquired during the same period, must necessarily be lost by the return of peace amongst foreign nations.

Although, therefore, it be presumable that the receipts of some of these years will, from temporary causes, fall below that sum, it is believed that, taking the whole period of eight years, the duties on merchandise and tonnage may safely be averaged at a sum not less than 9,500,000 dollars.

As a minute investigation of the several rates of duty now paid by the several species of foreign merchandise may, perhaps, suggest some advantageous modifications, a table of those rates is annexed to this report.

Without any view to an increase of revenue, but in order to guard as far as possible against the value of goods being undervalued in the invoices, it would be eligible to lay specific duties on all such articles, now paying duties ad valorem, as may be susceptible of that alteration. Among such, the following have been suggested: fruits and spices, pickled and dried fish, oil, glue, several species of drugs, watches, gun-powder and fegars.

Legislative provisions seem necessary in order better to define the restrictions, under which the intercourse with the adjacent British and Spanish possessions shall be carried on, in conformity with treaties; under which the articles of the growth or manufacture of the United States may be imported free of duty, by the way of New-Orleans, from the western parts of the union to the ports of the Atlantic states, and from thence to the interior districts of collection on the Western waters; and under which drawbacks shall be allowed on the exportation of foreign articles.

Permanent Internal Duties.

The annual statement prepared by the commissioner of the revenue, and which will be completed in a few days, precludes the necessity of exhibiting here all the details pertaining to this branch of revenue.

The statement (M) is an abstract of its amount for the year 1800, during which the duties on spirits and stills, refined sugars, licences to retailers, sales at auction, and pleasurable carriages, produced a net sum of 576,888 dollars and 80 cents. The duties on stamps, which, as under the existing laws they will cease after the 4th day of March, 1803, are not included amongst the permanent revenues, amounted for the same year to 209,853 dollars and 32 cents; both together constitute an item of dollars 786,742 12-100ths.

The receipts in the Treasury from all the internal revenues, have amounted for the year ending on the 30th September, 1801, to 919,719 dollars and 16 cents: deducting from this sum, 65,000 dollars, being the estimated amount of drawbacks, paid during that year, out of the proceeds of the external revenues, on the exportation of domestic distilled spirits and refined sugar, leaves a net sum of about 854,000 dollars, and an increase of near 70,000 dollars beyond the revenue of 1800.

The accounts of the last nine months being yet but partially rendered, it is not practicable to ascertain to what class of duties the encroachment belongs, nor particularly to discriminate between the encroachment of the revenue arising from stamps, and that of the permanent internal revenues. Yet it is believed that these, exclusively of the stamp duties, may safely be estimated, for the average of the years 1802—1809, at an annual sum not less than 650,000 dollars.

In order, however, to secure that amount, a revision of the system, so far as it relates to country stills, is essentially necessary. Whilst the owners of small distilleries, in some parts of the union, complain of the operation of a tax, raised on the capacity of their stills; that same regulation has enabled all those whose capitals are larger, and local situation more advantageous, especially in the middle states, to reduce the actual duty on the quantity of spirits, distilled from

grain, to about three cents per gallon. But improvements have lately been introduced, by which accelerating the process of distillation, will, according to the estimate of the commissioner of the revenue, reduce the duty on stills to about three-fifths of a cent per gallon of distilled spirits. The effect of these on the revenue has already been sensibly felt in one of the most productive districts of the United States; and, unless it shall be counteracted, either by retarding laws, or by an encroachment of duty on the capacity of the stills, or by a change of the subject of taxation, a considerable defalcation must be expected.

Whatever mode may be adopted, it is respectfully submitted, whether the revenue may not be benefited, and just grounds of complaint removed by a repeal, or modification, of the clause which compels a yearly entry of stills in the month of June, under a penalty of 250 dollars; by a permission to persons, who take short licences, to continue distilling beyond the time limited in their licences, on paying a proportionate duty; and, by reducing into one act, all the laws in relation to duties on stills and domestic distilled spirits.

It will appear by the same statements (M.) that whilst the expenses of collection on merchandise and tonnage, which are defrayed out of the revenue, do not exceed 4 per cent.; those on the permanent internal duties, amount to almost 20 per cent. This however, is an inconvenience which, on account of the great number of individuals on whom the duties are raised, and of their dispersed situation throughout the whole extent of the United States, must more or less attach to the system of internal taxation, so long as the wants of government, shall not require any considerable extension; and the total amount of revenue shall remain inconsiderable.

Sales of Public Lands.

The only data on which to calculate the annual revenue, which may probably be derived for the ensuing eight years, from those sales, are the quantity of land at the disposal of government, compared with the probable annual demand; and the actual sales, which have taken place since the several land offices have been opened.

The precise quantity cannot be ascertained, all the surveys not being yet completed, and the Western boundary line of the Virginia reservation, from the head spring of the Little Miami, Northward, being neither surveyed, nor even the principle on which its course must depend, determined by the terms of cession, accepted by Congress.

The estimate (N.) may, however, be considered so far correct as to render it certain, that the quantity of public lands north west of the Ohio, within the Indian boundary line, and not yet disposed of, amounts to very near nine millions of acres.—A general map of those lands, including the Virginia reservation, and the grants to the Ohio company, and to John C. Symmes, which has been compiled from the survey of the Indian boundary line, and from the draughts returned to the treasury department, will be transmitted to congress, and will more clearly explain their relative situation than could be done by any written description.

The statement (O.) shows the actual sales which have taken place in the several land offices, to the 31st day of October last. By this it appears that 398,646 acres have been sold, for \$34,877 dollars; of which sum 248,461 dollars have been paid, and 58,426 remain due; bearing interest from the date of sales, and which will become due in the years 1802—1805, in the proportions exhibited in the statement.

The quantity of land sold either at the public sales of the three land offices, of Marietta, Chillicothe, and Cincinnati, or at private sale at Steubenville, when the land office was first opened, cannot afford any just data, on which to predicate an estimate of the probable annual sales; as these may be supposed to have been greater when the lands were first offered for sale than at subsequent periods.

Rejecting therefore the result of the whole of the public sales, and that of the first two months private sales at Steubenville; it appears that there have been sold at private sale 122,673 acres at Steubenville during a period of 14 months, ending the 31st day of October last; 64,205 acres at Chillicothe during a period of 5 months, ending on the same day; 42,656 acres at Cincinnati during a period of 6 months, ending on the same day; and 1,544 acres at Marietta during a period of 16 months, ending on the same day; which gives in the whole a result of 345,000 annual sales in all the land offices. The reservations in the grants to the Ohio company, and to J. C.

Symmes, and in the townships formerly sold at New-York; the surplus of the tract appropriated for military bounties, after the same shall have been satisfied; and a tract of near one million of acres, lying North of Symmes's patent, and contained between the Great Miami and the Virginia reservation, are not embraced in this general result. The reservations and the military tract are not yet disposed of by any existing law; and the tract lying between the Great Miami and the Virginia lands, has been only partially offered for sale, under the act of congress giving a right of pre-emption to certain purchasers under J. C. Symmes. The result of the operation of this act has not yet been ascertained; it is, however, known that under it a number of tracts have been sold, and some payments already made. The remainder of the tract will afterwards, according to law, be surveyed and offered for sale on the same terms as other lands.

Taking in consideration the probable sales in those several tracts, the total amount of annual sales might fairly be estimated at 400,000, if the periods during which the land offices have been opened had been sufficiently long to form a safe basis for calculation. To estimate them at 250,000 acres a year, for the ensuing eight years, is equally justifiable by the actual sales, by the known usual demand, and by the quality and superior safety of title of the public lands.

The nominal price of those lands is two dollars per acre; but on account of the provisions which relate to interest and discount, they may be obtained, within a small fraction, at the rate of 1 dollar and 84 cents; if the whole purchase money is paid at the time of sale and may bring in the treasury 2 dollars and 27 cents per acre, if the purchaser shall avail himself of the terms of credit given by law.

If the proceeds of the whole sales shall be estimated only at the rate of 1 dollar and 84 cents per acre, it will allow 24 per cent for losses, on account of non-payments on the three last infallments; and after the year 1805, give, on an annual sale of 250,000 acres, an annual income of 460,000 dollars; but, as on account of the credit given by law, the whole of this sum will not, till after the year 1805, be annually receivable in payment of lands sold after the 1st January next; whilst on the other hand, the sum due for lands, sold before the end of this year, will become payable during the four next ensuing years, it will be found, that, making the same deduction of 24 per cent for losses on the sums already due, the whole sum receivable for lands already sold or to be sold, during the eight years 1802—1809, will, for those eight years, on an average, amount annually to 400,000.

Some legislative provisions seem necessary to ascertain the Western boundary of the Virginia lands, to define in what manner the seven first ranges of townships shall be subdivided into sections without interfering with the claims of former purchasers; and perhaps, in relation to the lands claimed by purchasers under J. C. Symmes. But the most important object, in order to secure and improve this valuable branch of revenue, is to provide against the progress of intrusions on the public lands; and especially to devise some quiet possession to every person purchasing under the law.

(To be concluded in our next.)

Lexington, January 22.

The price of this paper is Two Dollars per annum, paid in advance.—Those who commenced with the year, are requested to take notice, that we have now entered on the year 1802, and that a payment is expected.

On the 4th inst, the editor of the National Intelligencer, addressed a letter to the President of the Senate of the United States, requesting permission to occupy a portion in the lower area of the Senate chamber, for the purpose of taking with correctness, the debates and proceedings of that body.

The contents of the letter, were submitted by the President to the Senate, who passed a resolution "that any stenographer or note taker, desirous of taking the debates of the Senate on legislative business, may be admitted for that purpose, at such place, within the area of the Senate chamber, as the President shall allow." In favor of the resolution 16, against it 12.

In the Senate of the United States, on the 6th inst, Mr. Breckinridge, moved that the act passed last session respecting the Judiciary establishment of the Uni-

ted States, be repealed.—The motion was seconded by Gen. Mason, and after some observations, the question was postponed till the 15th.

Mr. Printer.

Having attended the trial of Mr. Barry, at Danville, I left that place yesterday at one p. m. From a mere view of the testimonies, not a single word being added to Mr. Barry's defence after his examination, the jury did within a few minutes, not exceeding five, return to the court their verdict NOT GUILTY.

I have the honor to be, sir,
your most obedient humble servant
Stephen Theodore Badin.

Lexington, Thursday morn.

21 Jan. 1802.

To the EDITOR of the PALLADIUM.

SIR,

In your paper of the 13th of November 1801, I have seen what you call a good humored, half jocular, half earnest letter to the speaker of the Senate, for the removal of the seat of justice for Livingston; I shall not pretend to say what may be your opinion of humor, you are a stranger and of that country I am told where levity is in very low esteem; you may have been early taught to bend to the majesty of a name and from early habits learned yourself to think, that whatever was thought good humored or witty by a man with a sonorous addition to his name, was in reality so, altho' it struck at the reputation of two thirds of the inhabitants of a respectable county, and a majority of the justices who compose its courts—making the above allowance for you, I hope the justices and citizens of Livingston county, may be inclined to pardon you for your pretty note—I shall now pass over the filthy infamies of the said good humored address, proceed to justify the conduct of the magistrates in fixing the seat of justice for Livingston county at Eddyville. You will find that by law the seat of justice was directed to be fixed at or as near the centre of the county as convenience and eligibility would admit of, if you will examine the boundary of the county, you will find that the centre would be a considerable distance to the south of Tennessee river in the Indian boundary, consequently the centre would be ineligible.—The question then would naturally arise must it be as near this centre as eligibility will admit of.—Yes, from the words of the law it ought; would it be eligible to place it in the centre of the boundary to which the Indian claim is extinguished?—No, because even that boundary is too large & a division of the county will soon take place & our expences on public buildings thrown away; the justices then agreed to place it in the centre of as near as eligibility would admit of in the county, when the proposed division shall have taken place, and in order to give themselves time for deliberation and to ascertain which was the most eligible spot to the aforesaid purpose, they adjourned to the different places proposed or near them, and finally concluded that Eddyville was the most eligible; and in this determination, I am persuaded that no reflecting man can concur therein, if he will put himself to the trouble of examining the geographical situation of the county, if he will ask the Gen. mentioned in the address, he will be told that Eddyville is 20 miles from where the county line crosses Cumberland river, is 12 or 15 from the Tennessee, is 40 or 45 from the mouth of Cumberland, and to the Henderson line from 30 to 40 miles or there abouts, let him ask the said Gen. if Eddyville is not situated near the head of big boat navigation, whether every heavy laden boat defined up the river, is not obliged, in summer or dry seasons, to be lightened there, and if it has not already become a place of considerable business, the Gen. will certainly acknowledge those facts—true it is a certain David Walker did propose to give five hundred dollars to the county, provided the permanent seat of justice should be fixed there. In this he conceived himself justified because the house our legislature now sits in was partly paid for by the former owner of the foil, on condition of the permanent seat of government being fixed at Frankfort upon a summary we will find if we regard or consider commerce as an object worth the attention of the justices, Eddyville is the spot; if we regard convenience, Eddyville; if we regard the wifess of our brethren on the Ohio side of the county, Eddyville; or if we regard economy, the proposals of five hundred dollars by Walker, will direct to Eddyville.—And least improper impressions should be made by the said address, I request any person or persons who will information to the aforesaid Gen. if any public notice was given of the meeting of the Donaldson committee? what numbers composed the said committee? and if their last sitting or deliberations on the subject of the address, was not held at the house of Clayton Talbott in the town of Russell

ville, county of Logan at least fifty miles from Livingston county? and if the said gentleman was not detained when on his way to the present session of assembly, for the final accomplishment of the aforesaid half jocular, half earnest, good humored, witty, pretty, party, dirty, mischievous address? This I have wrote, not at the request of a number of my neighbors, nor as chairman of a committee said to be in Livingston, convened fifty miles therefrom, but from a sincere desire that no improper idea should be attached to the good people of Livingston or their magistrates; and that should a question hereafter arise, about the removal of the seat of justice; the legislature may be apprised of the situation of the county and the mode of proceeding that has produced this jocular address—I was not sure that there was more ill nature and design, than good nature and joke, I would not have wrote all.

3 A Citizen of Logan county.

BY LAST EVENING'S MAIL.

WASHINGTON CITY, January 6. The resolution of the state of Maryland, for amendments to the Constitution of the United States, respecting the election of electors of President and Vice President, were taken up by the Legislature of South Carolina the 15th ult. and rejected.

On the 8th inst, the Legislature of North Carolina acceded to the above resolutions from Maryland.

The above resolutions are at present before the assembly of Virginia, but have not yet been taken up.

We learn that the Legislature of Vermont have enacted a law, inflicting the punishment of death on all who engage in the diabolical practice of duelling.

In the House of Delegates of Virginia on Friday the 18th December, a motion was made that the following resolution be committed to the whole house on the state of the Commonwealth.

Resolved, that it be recommended to the people of this Commonwealth; that at their next election for delegates to represent them in the General Assembly, they appoint, in the manner in which the said delegates are elected, one other delegate from each county, to represent them in Convention, for the purpose of devising amendments to the Constitution or form of Government, which Convention shall meet at the Capitol in the City of Richmond, on the first day of June next with powers limited to the following objects to wit:

1st. To make such alterations in the right of suffrage, as they shall deem expedient.

2d. To establish a more equal mode of representation of the people in the Senate and House of Delegates.

3d. To make such alterations in the Judiciary and Executive branches, as shall be necessary and expedient.

A motion was then made, that the said resolution do lie on the table, and the question being put thereon.

It passed in the negative.

The question being then put on the original resolution, it passed in the affirmative.

LINCOLN COUNTY, Feb.

September Term of Quarter Sessions, 1802. IT being suggested to the court, that the real estate of Molly Myers deceased, when divided amongst her representatives, will not exceed the value of thirty pounds and it also being suggested by Gideon Boly, that he has purchased the interest of four of the representatives, and is defrauded of the sale of said estate: On the motion of the said Gideon Boly, it is ordered, that a summons issue against Lewis Myers, to Garrard county, as one of the representatives and heirs of the said Molly Myers: against Jacob Beam and Mary his wife, to Bullitt county, against Jacob Myers, Abraham Boly and Rebekah his wife, Michal Myers and David Myers, to Lincoln, as heirs of said Molly Myers, to appear here on the first day of the next February term of this court, to shew cause why the said land should not be sold, and the money arising therefrom, divided amongst the different representatives.

And it being suggested to the court, that Jacob Catfetter and Elizabeth his wife, and Benjamin Myers, heirs of said Molly Myers, are not inhabitants of this state; it is ordered that a copy of this order be inserted in the Kentucky Gazette for eight weeks successively, commanding them to appear here on the first day of the next February term of this court, to shew cause why the said land should not be sold, and the money arising from the sale distributed among the different representatives according to law.

A Copy:

† Witness

TROS. MONTGOMERY, D. C. L. C. Q. S.

